

Jlf

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ JUN 9 - 2009 ★

UNITED STATES OF AMERICA,

BROOKLYN OFFICE

Plaintiff,

ORDER

- against -

07 CR 421 (NG) (JMA)

ODINI HEMMINGS and  
KEVIN PHILLIPS,

Defendants.

x

GERSHON, United States District Judge:

For the reasons stated on the record at the hearing before the court held on April 16, 2009, following a de novo review of the Report and Recommendation of Judge Azrack dated March 5, 2009, ("R&R"), recommending (i) denying defendant Kevin Phillips's motion to suppress the post-arrest statements of defendant Phillips and (ii) granting, in part, and denying, in part, defendants' motion to exclude recorded statements of defendant Odini Hemmings, the R&R is adopted in its entirety.

SO ORDERED.

s/NG

---

NINA GERSHON  
United States District Judge

Dated: Brooklyn, New York

June 8, 2009